

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**March 6, 2002**

DIVISION TWO

B145276      Stimpfel      (Not for Publication)

V.

Fenster &amp; Gelber, et al.

The judgment is affirmed. Each party to bear their own costs.

Doi Todd, J.

We concur: Boren, P.J.

Nott, J.

B149812 People (Not for Publication)

V.

Bivens

The judgment is affirmed.

Doi Todd, J.

We concur: Boren, P.J.

Ashmann-Gerst, J.

B148323 People (Not for Publication)

V.

Medel

The judgment is affirmed.

Doi Todd, J.

We concur: Nott, Acting P.J.

Ashmann-Gerst, J.

DIVISION FOUR

B142711      People      (Not for Publication)  
v.  
Johnny Marvin Dile

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.  
Hastings, J.

DIVISION FIVE

B150345      People                                  (Not for Publication)  
v.  
Pedro Alcazar

The sentence and section 12022.53, subdivision (d) enhancement on the conviction of shooting from a motor vehicle in violation of section 12034, subdivision (d) are stayed pursuant to section 654. As modified, the judgment is affirmed.

Grignon, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B153134 People (Not for Publication)  
v.  
Oscar Sanchez

The judgment is modified to increase defendant's presentence credits from 439 days to 562 days (plus 157 days, minus 34 days). As modified, the judgment is affirmed.

Grignon, Acting P.J.

We concur:   Armstrong, J.  
                      Mosk, J.

DIVISION FIVE (Continued)

B152630      Los Angeles County, D.C.F.S.      (Not for Publication)

v.

Kory B.

In re Joseph B.

The judgment is affirmed.

Armstrong, J.

We concur:    Grignon, Acting P.J.

                 Mosk, J.

B147397      Roger Gomez      (Not for Publication)

v.

United Parcel Service, Inc.

The award of attorney and expert witness fees under Government Code section 12965 is reversed. Appellant to recover costs of appeal.

Armstrong, J.

We concur:    Grignon, Acting P.J.

                 Mosk, J.

B142529      Doctor's Medical Laboratory Inc.      (Not for Publication)

v.

The Director of the State Department of Health Services

The April 28, 2000, judgment granting the mandate petition is reversed. The Director of the State Department of Health Services is to recover her costs incurred on appeal from Doctor's Laboratory, Inc.

Turner, P.J.

We concur:    Grignon, J.

                 Armstrong, J.

March 6, 2002-Continued

DIVISION SIX

B151531 Clifford (Not for Publication)  
v.  
Tarcha

Accordingly, the judgment is affirmed. Costs are awarded to Clifford.

Perren, J.

We concur: Yegan, Acting P.J.  
Coffee, J.

B149116 People (Not for Publication)  
v.  
Khaimchayev

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.  
Yegan, J.

## DIVISION SEVEN

B154321 Infant & Nutritional Products, Inc., et al. (Not for Publication)  
v.  
Superior Court, Los Angeles County  
(Jeffrey Fyelling et al., r.p.i.)

Let a peremptory writ issue directing the superior court to vacate its order transferring this matter to Judge Hess and to issue a new order denying Fylling's untimely motion to disqualify Judge Hart. The stay of proceedings issued December 14, 2001, is vacated. All parties are to bear their own costs in connection with these writ proceedings.

Woods, J.

We concur: Johnson, Acting P.J.  
Perluss, J.

DIVISION EIGHT

B148886      Menacho et al.                      (Not for Publication)  
                 v.  
                 Chu et al.

The judgment is affirmed in all respects as to Menacho. Menacho to recover his costs on appeal against defendants. The matter is remanded for the trial court to modify the judgment to reflect an award of costs in the amount of \$1,361 in favor of defendants and against the Colinos. The defendants to recover costs on appeal against the Colinos. On remand, the trial court is to make all appropriate orders so that the record accurately reflects the disposition of all causes of action either by judgment or dismissal.

Rubin, J.

We concur:    Cooper, P.J.  
                 Boland, J.

B146788      People                                      (Not for Publication)  
                 v.  
                 Dancy

For the reasons set forth above, the clerk of the superior court is directed to prepare a corrected abstract of judgment showing that appellant was convicted on count 1 of simple possession under Health and Safety Code section 11350. The clerk is also to prepare amended minute orders for the proceedings which show that count 1 was based on that section. The judgment as so modified is affirmed.

Rubin, J.

We concur:    Cooper, P.J.  
                 Boland, J.